ORIGINAL

U.S. DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
FILED
AUG - 1 2016
CLERK, U.S. DISTRICT COURT
By
Deputy

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

UNITED STATES OF AMERICA

v. No. 4:16-CR-132-A

CHARLES BEN BOUNDS, et al

MOTION FOR LEAVE TO FILE OUT-OF-TIME GOVERNMENT'S NOTICE OF INTENT TO USE AUDIO/VIDEO EVIDENCE

In preparing for trial against the defendant, the government reviewed some of his jail phone calls and determined they had evidentiary value. Though out-of-time, the government respectfully requests it be allowed to file and use the jail phone calls transcripts of defendant Drew Justice Windsor. The undersigned, due to oversight, failed to timely file notice as to this defendant. This failure was not, in anyway, due to disrespect for the Court or the defendant and his attorney.

Respectfully submitted,

JOHN R. PARKER
UNITED STATES ATTORNEY

SHAWN SMITH
Assistant United States Attorney
State Bar of Texas No. 24033206
801 Cherry Street, Unit #4
Burnett Plaza, Suite 1700
Fort Worth, TX 76102-6897
Telephone: 817-252-5200
Facsimile: 817-252-5455

CERTIFICATE OF CONFERENCE

The undersigned conferred with the Brett Boone attorney for defendant Windsor, advised on behalf of her client that he is opposed to the granting of this motion.

SHAWN SMITH
Assistant United States Attorney

CERTIFICATE OF SERVICE

I hereby certify that on ______________, the foregoing Government's Motion for Leave was served by first class mail to Brett Boone, attorney for defendant Windsor.

SHAWN SMITH
Assistant United States Attorney

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

UNITED STATES OF AMERICA	
v.	No. 4:16-CR-132-A
CHARLES BEN BOUNDS et al	

GOVERNMENT'S NOTICE OF INTENT TO USE AUDIO/VIDEO EVIDENCE

The Government intends to use at trial the following audio/video evidence, and/or a transcript of such evidence:

1. Various audio/video recordings (and transcripts thereof) of jail phones calls made by Drew Justice Windsor.

Respectfully submitted,

JOHN R. PARKER
UNITED STATES ATTORNEY

SHAWN SMITH
Assistant United States Attorney
State Bar of Texas No. 24033206
801 Cherry Street, Unit #4
Burnett Plaza, Suite 1700
Fort Worth, TX 76102-6897
Telephone: 817-252-5200
Facsimile: 817-252-5455

CERTIFICATE OF SERVICE

This is to certify that on the ____ day of __________, 2016, a true and correct copy of the foregoing was served on Brett Boone by first class mail, attorney for defendant Windsor.

SHAWN SMITH
Assistant United States Attorney